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Attorneys for Defendants
UTSTARCOM, INC., HONG LIANG LU,
YING WU, MICHAEL SOPHIE, THOMAS TOY,
and FRANCIS BARTON

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PETER RUDOLPH, individually and on behalf)
of all others similarly situated,)
Plaintiff,)
v.)
UTSTARCOM, INC., HONG LIANG LU, YING)
WU, MICHAEL SOPHIE, THOMAS TOY, and)
FRANCIS BARTON,)
Defendants.)

CASE NO.: C-07-4578 SI

**JOINT STIPULATION AND
[PROPOSED] ORDER REGARDING
EXTENSION OF TIME FOR
DEFENDANTS TO ANSWER
PLAINTIFF'S SECOND AMENDED
CLASS ACTION COMPLAINT**

Before: Hon. Susan Illston

1 WHEREAS, on May 16, 2008 plaintiff filed his Second Amended Class Action
2 Complaint for Violations of the Federal Securities Law (“Second Amended Complaint”);

3 WHEREAS, on August 21, 2008 the Court granted in part and denied in part Defendants’
4 Motion to Dismiss the Second Amended Complaint;

5 WHEREAS, on August 22, 2008 the Court issued civil pretrial minutes continuing this
6 matter to November 7, 2008 for a Further Case Management Conference;

7 WHEREAS, Defendants have filed a Motion to Relate with the Honorable James Ware to
8 consolidate this matter with the matter *In re UTStarcom, Inc. Securities Litigation*, Case No. 04-
9 4908-JW (PVT);

10 WHEREAS, it is the parties’ understanding that the Court wished to suspend activity in
11 this case until after the next Case Management Conference scheduled for November 7, 2008;

12 WHEREAS, counsel for plaintiff and defendants have met and conferred and have agreed
13 that, in order to prevent any confusion or ambiguity regarding pending deadlines, they would
14 formally stipulate to the extension set forth below for defendants to answer the Second Amended
15 Complaint;

16 WHEREAS, the parties therefore stipulate that defendants shall answer the Second
17 Amended Complaint by November 17, 2008, which is ten (10) days after the Case Management
18 Conference set for November 7, 2008:

19 NOW THEREFORE, pursuant to the parties’ stipulation and subject to the Court’s
20 approval:

21 (a) Defendants shall answer the Second Amended Complaint on or before November
22 17, 2008;

1 IT IS SO STIPULATED.

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3 Dated: September 3, 2008

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

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6 By: /s/ BAHRAM SEYEDIN-NOOR
BAHRAM SEYEDIN-NOOR

7 Attorneys for Defendants
8 UTSTARCOM, INC., HONG LIANG LU,
9 YING WU,¹ MICHAEL SOPHIE, THOMAS
TOY, and FRANCIS BARTON

10
11 Dated: September 3, 2008

FINKELSTEIN, THOMPSON LLP

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13
14 By: /s/ DONALD J. ENRIGHT
DONALD J. ENRIGHT

15 Attorneys for Plaintiff

16
17 **ORDER**

18 PURSUANT TO THIS STIPULATION, AND GOOD CAUSE APPEARING, IT IS SO
19 ORDERED.

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22 Dated: _____

The Honorable Susan Illston
United States District Court Judge

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28 ¹ Appearing specially herein without waiving objections to service of process or jurisdiction.

1 I, Bahram Seyedin-Noor, am the ECF User whose identification and password are being
2 used to file the Joint Stipulation and [Proposed] Order Regarding Extension of Time for
3 Defendants to Answer Plaintiff's Second Amended Class Action Complaint. I hereby attest that
4 Donald J. Enright has concurred in this filing.
5

6 Dated: September 3, 2008

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

8 By: /s/ BAHRAM SEYEDIN-NOOR
BAHRAM SEYEDIN-NOOR

9 Attorneys for Defendants
10 UTSTARCOM, INC., HONG LIANG LU,
11 YING WU, MICHAEL SOPHIE, THOMAS TOY,
and FRANCIS BARTON
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